



**U S Army Corps
of Engineers**
Huntington District

Public Notice

In reply refer to Public Notice No.

LRH-2007-1053-WAL

Issuance Date:

DEC 17 2008

Stream:

UN Trib to Rocky Fork Mohican River

Closing Date:

JAN 16 2009

Please address all comments and inquiries to:

U.S. Army Corps of Engineers, Huntington District

ATTN: CELRH-OR-F Public Notice No. (*reference above*)

502 Eighth Street

Huntington, West Virginia 25701-2070

Phone: (304) 399-5210

PUBLIC NOTICE: The purpose of this public notice is to inform you of a proposal for work in which you might be interested. It is also to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest. We hope you will participate in this process.

REGULATORY PROGRAM: Since its early history, the U.S. Army Corps of Engineers (Corps) has played an important role in the development of the nation's water resources. Originally, this involved construction of harbor fortifications and coastal defenses. Later duties included the improvement of waterways to provide avenues of commerce. An important part of our mission today is the protection of the nation's waterways through the administration of the Corps Regulatory Program.

SECTION 10: The Corps is directed by Congress under Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) to regulate all work or structures in or affecting the course, condition or capacity of navigable waters of the United States (U.S.). The intent of this law is to protect the navigable capacity of waters important to interstate commerce.

SECTION 404: The Corps is directed by Congress under Section 404 of the Clean Water Act (33 USC 1344) to regulate the discharge of dredged and fill material into all waters of the United States, including wetlands. The intent of the law is to protect the nation's waters from the indiscriminate discharge of material capable of causing pollution and to restore and maintain their chemical, physical and biological integrity.

TO WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 404 of the Clean Water Act. This notice serves as the Corps of Engineers' request to the Ohio Environmental Protection Agency (OEPA) to act on Section 401 Water Quality Certification for the following application.

APPLICANT: Mr. James DeSanto
City of Mansfield
30 North Diamond St
Mansfield, OH 44902

LOCATION: The proposed project is located in unnamed tributaries to Rocky Fork Mohican

River and adjacent wetlands north of Crall Rd and west of Airport Rd near the Mansfield-Lahm Airport, Richland County, Ohio.

DESCRIPTION OF PROPOSED WORK: The applicant received verification under Nationwide Permit (NWP) 39 for impacts to 0.109 acre (ac) of wetland and 133 linear feet (lf) of stream for the Miller Industrial Park in this location on October 17, 2008. The NWP verification included authorization for impacts associated with the construction of an access road and utilities to service the Industrial Park; utilities were constructed also to service the Ohio Air National Guard facility immediately to the south and east of the Industrial Park. This portion of the project is referred to as Phase I, and included the construction of approximately 1,200 lf of road and utilities.

The project has been renamed the Reid Industrial Park. The currently proposed project would include the subdivision of the 102-ac site into sixteen (16) sites ranging in size from 4 to 10 acres. The currently proposed project would also include the construction of an additional 3,500 lf of roadway and utilities. The currently proposed project would include site grading in anticipation of lot construction (to be completed by individual lot tenants, not currently identified). According to information provided by the applicant, the project would involve the placement of fill material into approximately 3,959 lf of stream (unnamed tributaries of Rocky Fork Mohican River) and 1.99 ac of wetland. These proposed impacts include the impacts associated with the previously verified NWP indicated above.

In total, approximately 3,959 lf of stream and 1.99 ac of wetland would be permanently impacted by the proposed project. Based on the association of the NWP-verified impacts under Phase I and the additional impacts currently being proposed, all impacts associated with the NWP and the current proposal are being reviewed as one single and complete project. The Federal Aviation Administration (FAA) is the lead federal agency for this project.

Plans of the proposal are attached to this Notice.

MITIGATION PLAN: The applicant is currently considering different options for compensatory mitigation for the listed impacts. As mitigation for the wetland impacts included in the NWP verification on October 17, 2008 (of 0.109 ac), the applicant agreed to purchase 0.3 ac of wetland credit from the Little Scioto Wetland Mitigation Bank. For the verified stream impacts (of 133 lf), the applicant was to submit final, detailed stream mitigation plan regarding restoration and enhancement activities on an unnamed tributary to Touby Run in Middle Park on West Fourth St in Mansfield.

In order to compensate for the proposed impacts to streams on the project area, the applicant has proposed to restore 1,224 lf of ephemeral stream on the site. Functions to be restored in these streams would be support of existing flow volumes and velocities with retention to remove silt from the water column, introduction of wetland fringe to allow for increased macroinvertebrate conditions, and provision of habitat diversity and oxygenation of the water column. The applicant is also proposing to conduct stream maintenance measures at one or more parks within the City of Mansfield, including Brushwood Park, Liberty Park, South Park and/or Middle Park. The applicant is currently assessing and prioritizing areas for bank stabilization, tree clearing and

other activities needed to enhance existing stream segments.

In order to mitigate for the proposed wetland impacts of 1.99 ac, the applicant has proposed to preserve 3.47 ac of wetlands on the site (unimpacted portions of Wetland 5). In addition, the applicant would create 1.44 ac of additional wetland on the site by expanding an existing wetland (Wetland 5). The applicant is weighing options for creation of an additional 0.55 ac of wetland at either one of the local parks in the City of Mansfield as indicated above or by purchasing wetland credit at the Panzner Mitigation Bank located in Copley Township west of Akron, Summit County, Ohio.

Plans of the proposed mitigation are attached to this Notice.

WATER QUALITY CERTIFICATION: A Section 401 Water Quality Certification is required for this project. It is the applicant's responsibility to obtain certification from the Ohio Environmental Protection Agency.

HISTORIC & CULTURAL RESOURCES: The National Register of Historic Places has been consulted and it has been determined the proposed project would have no effect on any property listed on the Register. The applicant conducted pre-application consultation with the Ohio Historic Preservation Office (OHPO) and based upon the letter received from OHPO dated August 20, 2008, the proposed project would have no effect on properties listed in or eligible for listing in the National Register. A copy of this public notice will be furnished to the State Historic Preservation Office for their review. Comments concerning archaeological sensitivity of the project area should be based on collected data. As lead federal agency for the project, the FAA is responsible for compliance with Section 106 of the National Historic Preservation Act.

THREATENED & ENDANGERED SPECIES: The project is located within the known or historic range of the following candidate, threatened, or endangered species:

Indiana bat (E)
bald eagle (species of concern)

The applicant conducted mist-net surveys for Indiana bats in June 2008. Based on the results of the surveys, the Huntington District has determined that the project may affect, but would not likely adversely affect the Indiana bat as the surveys did not result in the capture of this species. Further activities to ensure the project would not likely adversely affect this species would involve the seasonal removal of trees between October 1 and March 31. The proposed project would have no effect on the bald eagle as the project would not impact habitat conducive for this species. This public notice serves as a request to the USFWS for any additional information they may have on whether any federally listed or proposed species may be present in the area which would be affected by the activity. As lead federal agency for the project, the FAA is responsible for compliance with Section 7 of the Federal Endangered Species Act of 1973 (as amended).

PUBLIC INTEREST REVIEW AND COMMENT: Any person who has an interest that may be adversely affected by the issuance of a permit may request a public hearing. The request must be submitted in writing to the District Engineer on or before the expiration date of this notice and

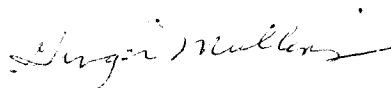
must clearly set forth the interest which may be adversely affected and the manner in which the interest may be adversely affected by the activity. This application will be reviewed in accordance with 33 CFR 320-332, the Regulatory Program of the U.S. Army Corps of Engineers (USACE), and other pertinent laws, regulations, and executive orders. Our evaluation will also follow the guidelines published by the U.S. Environmental Protection Agency pursuant to Section 404(b) (1) of the CWA. Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit that reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors that may be relevant to the proposal will be considered including the cumulative effects thereof; of those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people. Written statements on these factors received in this office on or before the expiration date of this public notice will become a part of the record and will be considered in the final determination. A permit will be granted unless its issuance is found to be contrary to the public interest.

SOLICITATION OF COMMENTS: The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. For accuracy and completeness of the administrative record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

CLOSE OF COMMENT PERIOD: All comments pertaining to this Public Notice must reach this office on or before the close of the comment period listed on page one of this Public Notice. If no comments are received by that date, it will be considered that there are no objections. Comments and requests for additional information should be submitted to:

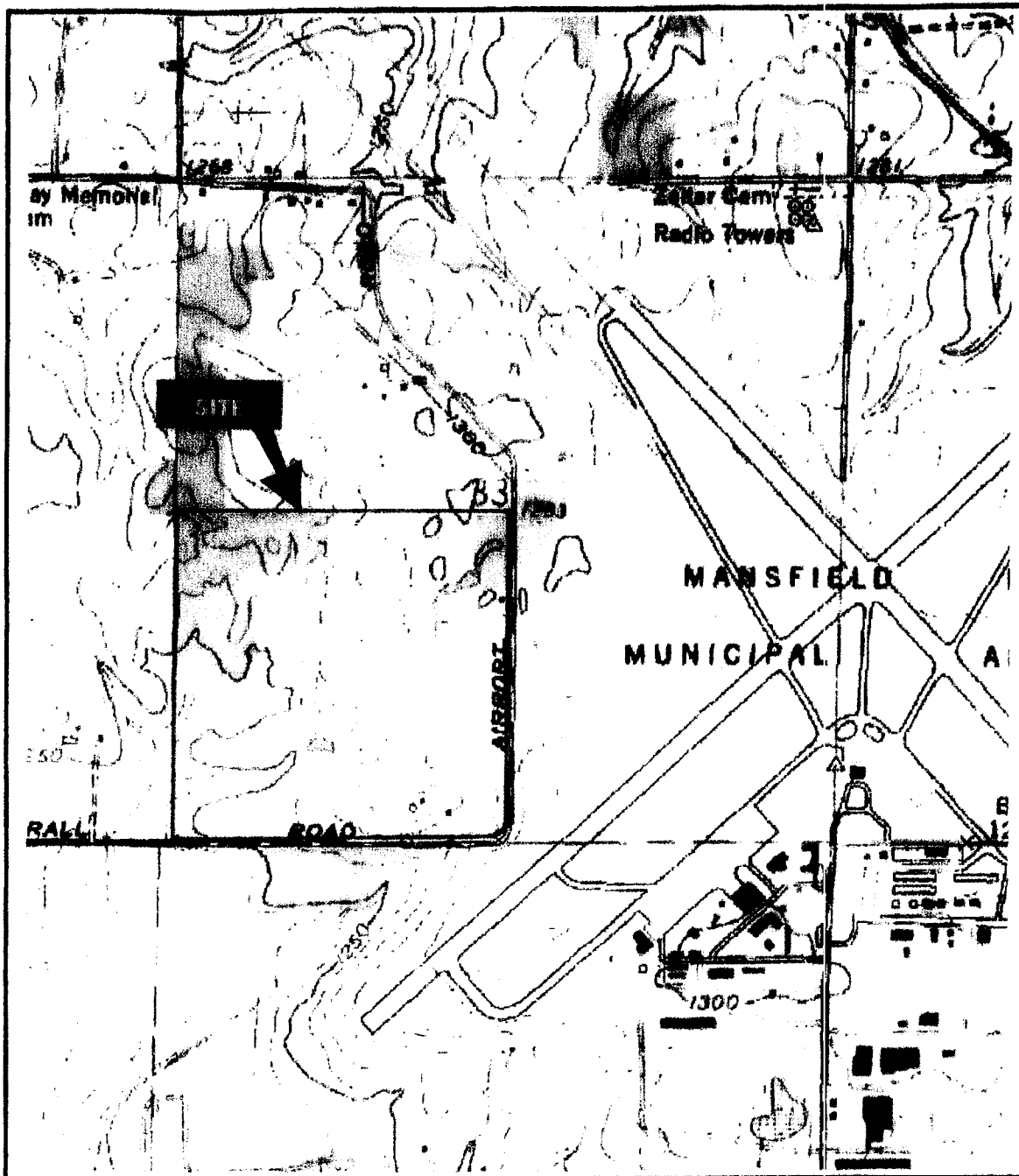
Mr. Jim Spence
North Regulatory Section, CELRH-OR FN
U. S. Army Corps of Engineers Huntington District
502 Eighth Street
Huntington, West Virginia 25701-2070.

Please note, the names and addresses of those who submit comments in response to this public notice become part of our administrative record and, as such, are available to the public under provisions of the Freedom of Information Act. Thank you for your interest in our nation's water resources. If you have any questions concerning this public notice, please contact Mr. Jim Spence of the North Regulatory Section at 304-399-5210.

A handwritten signature in cursive script, appearing to read "Ginger Mullins".

Ginger Mullins, Chief
Regulatory Branch

(O)



<p>Source: USGS Mansfield, North Quadrangle</p>	<p>Topographic Map Crall Road Site Delineation Area</p>	<p>NORTH ↑</p>
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Figure 2 of 17

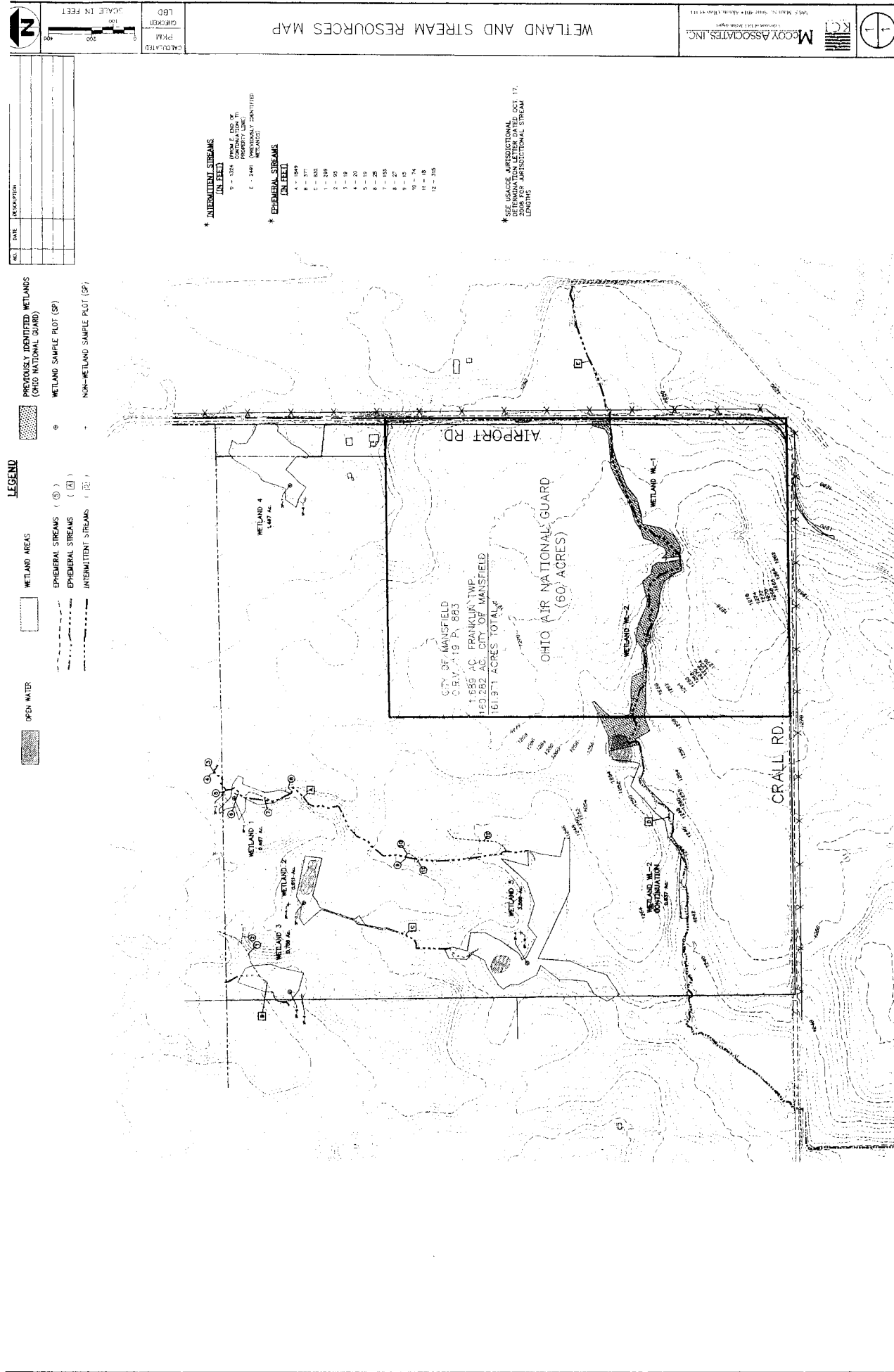
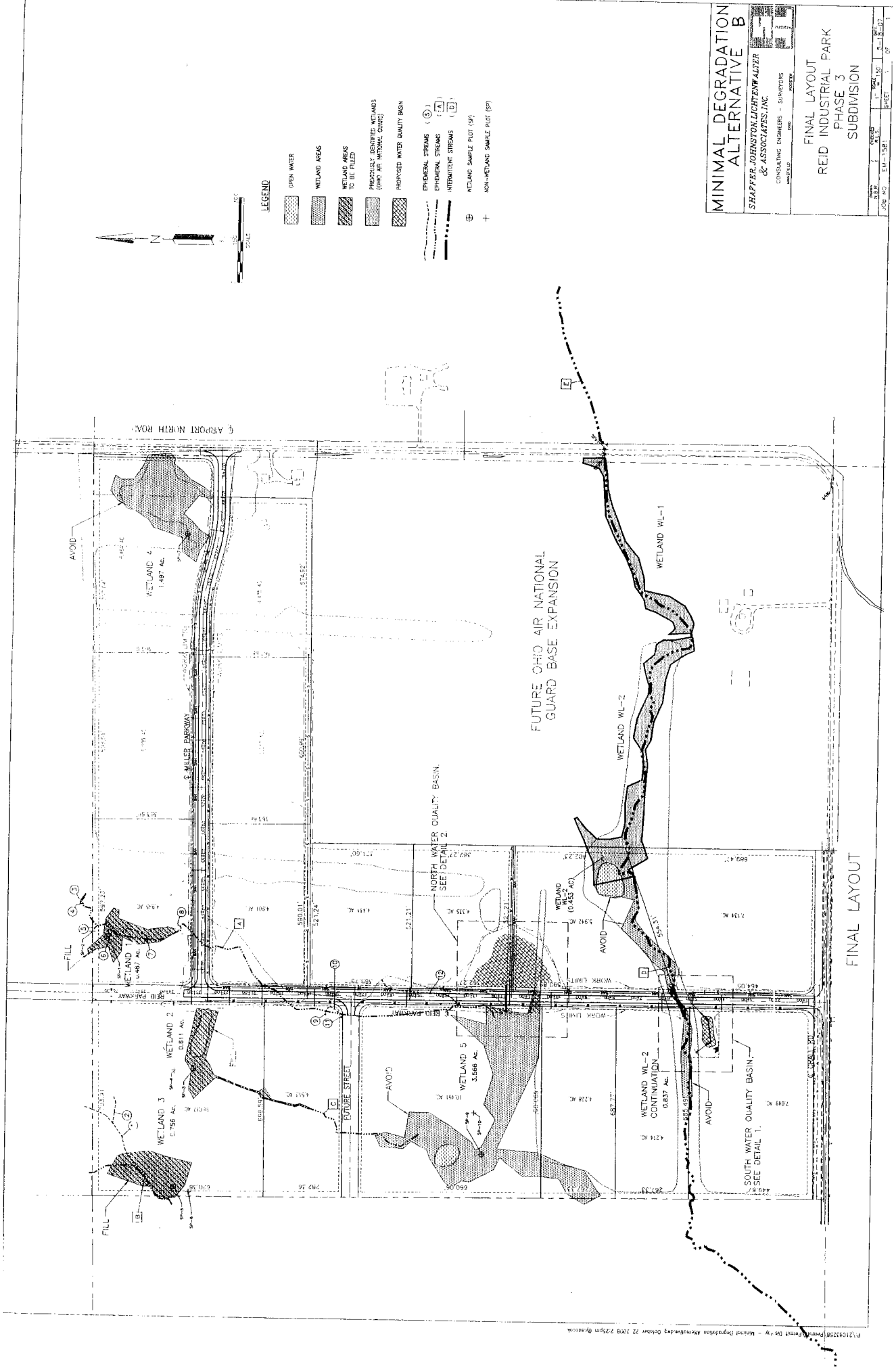


Figure 3 of 17



STORMWATER POLLUTION PREVENTION PLAN

SHAFEE JOHNSON
ASSOCIATES, INC.
Manufactured On: * Woodstock, Ontario * Canada
Copyright © 1998 by Woodstock Associates, Inc.

9. DISCOURAGED AREAS WHICH WILL REMAIN UNWORKED FOR A PERIOD OF 45 DAYS OR GREATER.

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PROPERTY OF THE UNITED STATES		UNITED STATES	
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SITE DESCRIPTION AND CALCULATIONS

SUBMISSION ☒ TOTAL AREA ^{100.22} AC
COMMERCIAL ☒ BFE - DEV. RUNOFF COEFF. ^{0.60} 40

DETAILS

SHIRT—CHECK THE STANDARD PAPER SHIRT, ALSO INCLUDE THE FOLLOWING:

1. DESIGN CODE: 100 2. SIZE: 40 3. COLOR: WHITE 4. FABRIC: 100% COTTON

5. LENGTH: REGULAR 6. SLEEVE: SHORT 7. CUFF: NO 8. PLACKET: NO

9. COLLAR: POINT 10. NECK: 14-15 11. CUFF: NO 12. PLACKET: NO

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CONTROL

WATER POLLUTION CONTROL PLAN

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PLAN

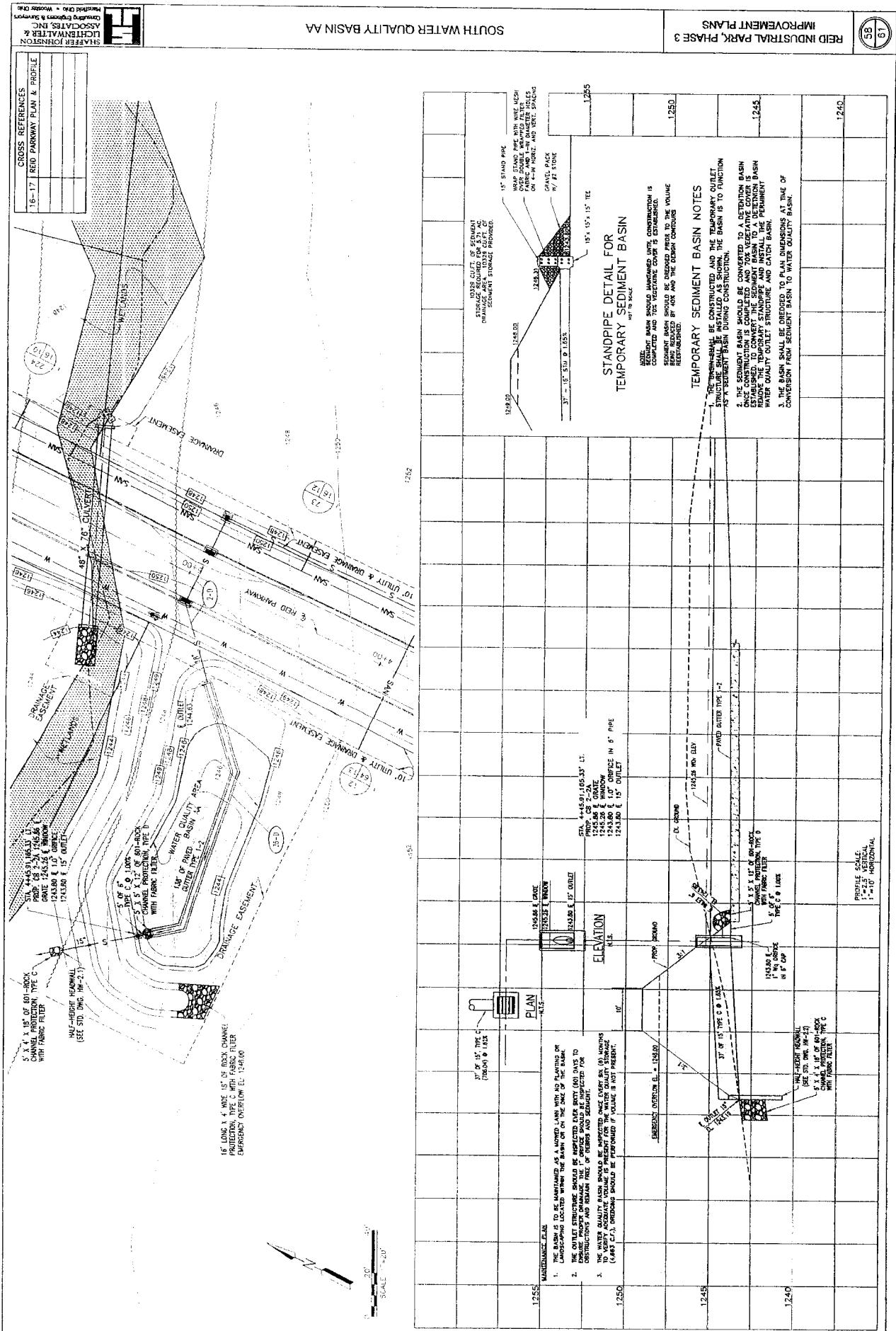


Figure 7 of 17

CROSS REFERENCES

18	REID PARKWAY PLAN & PROFILE
57	AND UTILITIES PLAN & PROFILE
60	WATER QUALITY BASIN BB PLAN

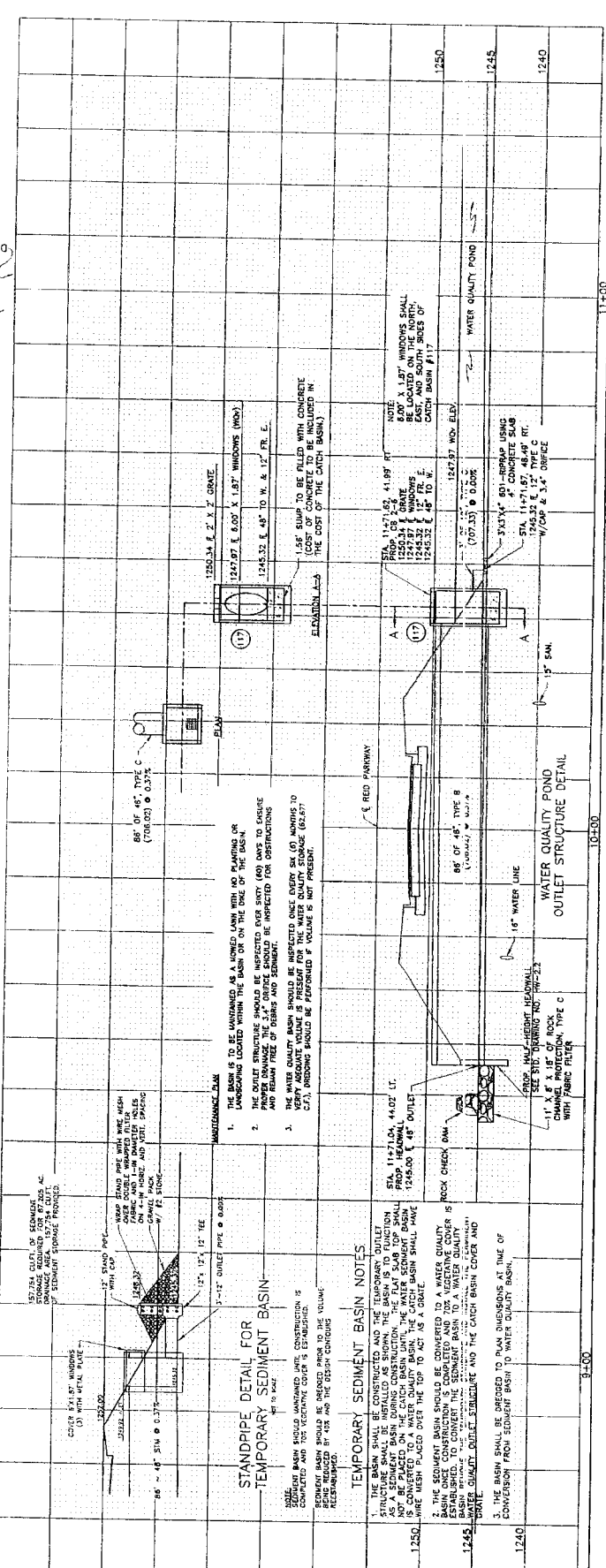
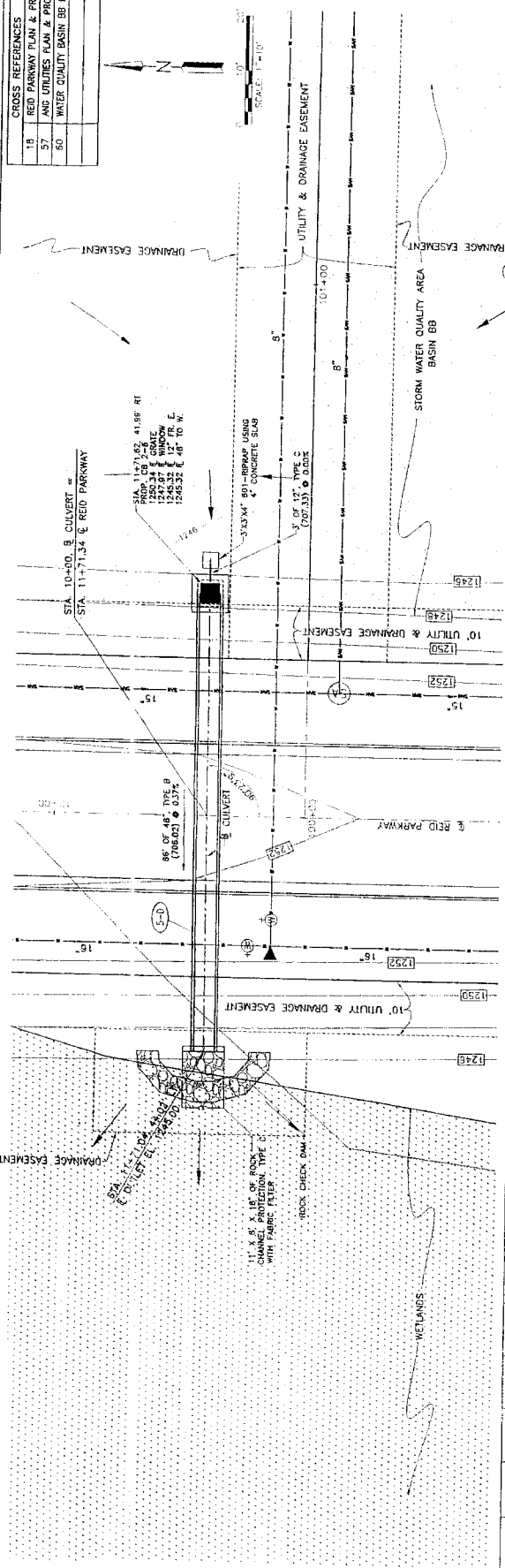


Figure 8 of 17

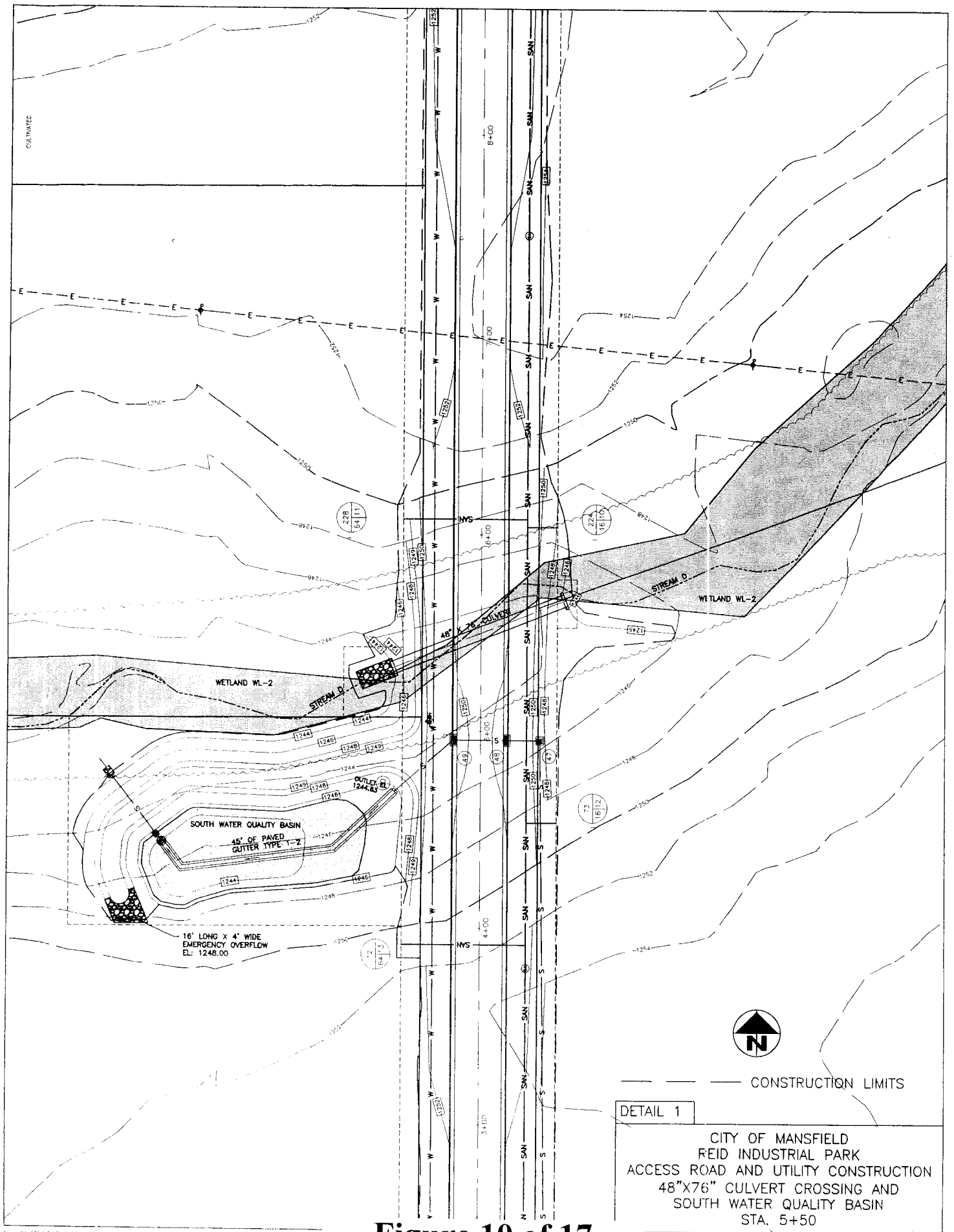


Figure 10 of 17

MANSFIELD CITY PARKS DEPARTMENT

30 NORTH DIAMOND STREET
MANSFIELD, OH 44902
PHONE: 419-755-9820

RESERVATIONS
419-755-9819



PARKS

	Acres	Baseball/Softball	Basketball Court	Lake for Fishing	Grills	Picnic Area	Playground	Shelter	Indoor Pavilion	Soccer/Sports Field	Swimming Pool	Tennis Courts	Trails	Volleyball Court	Gazebo	Undeveloped
1. BURTON PARK - SUNSET BLVD.	8	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
2. JOHN'S PARK - JOHNS AVE.	5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
3. JOHN TODD PARK - BOWERS AVE.	22	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
4. LIBERTY PARK - GRACE ST.	25	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
5. NORTH LAKE PARK - WESTBROOK AVE.	26	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
6. PROSPECT PARK - MARQUIS AVE.	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
7. SOUTH PARK - BRINKERHOFF AVE.	35	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
8. AIRPORT PARK - HARRINGTON-MEMORIAL	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
9. BETZSTONE PARK - BETZSTONE DR.	5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
10. CENTRAL PARK - PARK AVE. WEST	2	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
11. DEER PARK - S. HOME RD.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
12. DEWEY & VINE FIELD - VINE ST.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
13. DICKSON PARK - DAVIS RD.	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
14. FORD HILL PARK - CARDINAL AVE.	2	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
15. FOX GLEN PARK - W. STRAUB RD.	35	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
16. HAMILTON PARK - FERN AVE.	25	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
17. JULIA UNDERHILL PARK - DILLON RD.	2	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
18. KING STREET PARK - KING ST.	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
19. LILY STREET TOT LOT - LILY ST.	.5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
20. LINDEN POOL - DONALD CT.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
21. MAPLE LAKE PARK - FAIRLAWN AVE.	11	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
22. MIDDLE PARK - W. FOURTH ST.	17	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
23. NEWMAN STREET PARK - NEWMAN ST.	2	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
24. OPTIMIST PARK - CAROL LN.	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
25. REDWOOD PARK - REDWOOD RD.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
26. RITTERS RUN PARK - OHIO ST.	3	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
27. SHERMAN ESTATE PARK - SHERMAN PL.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
28. STERKLE PARK - HOLLYWOOD LN.	22	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
29. TAPPAN FIELD - LAIRD AVE.	5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
30. UNITY POOL - CLEVELAND AVE.	1	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
31. STRAUB ROAD PARK - STRAUB RD.	5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
32. BRUSHWOOD PARK - ELDERBERRY DR.	22	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•
33. BUCKEYE COMMUNITY - RIVA RIDGE	2.5	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•

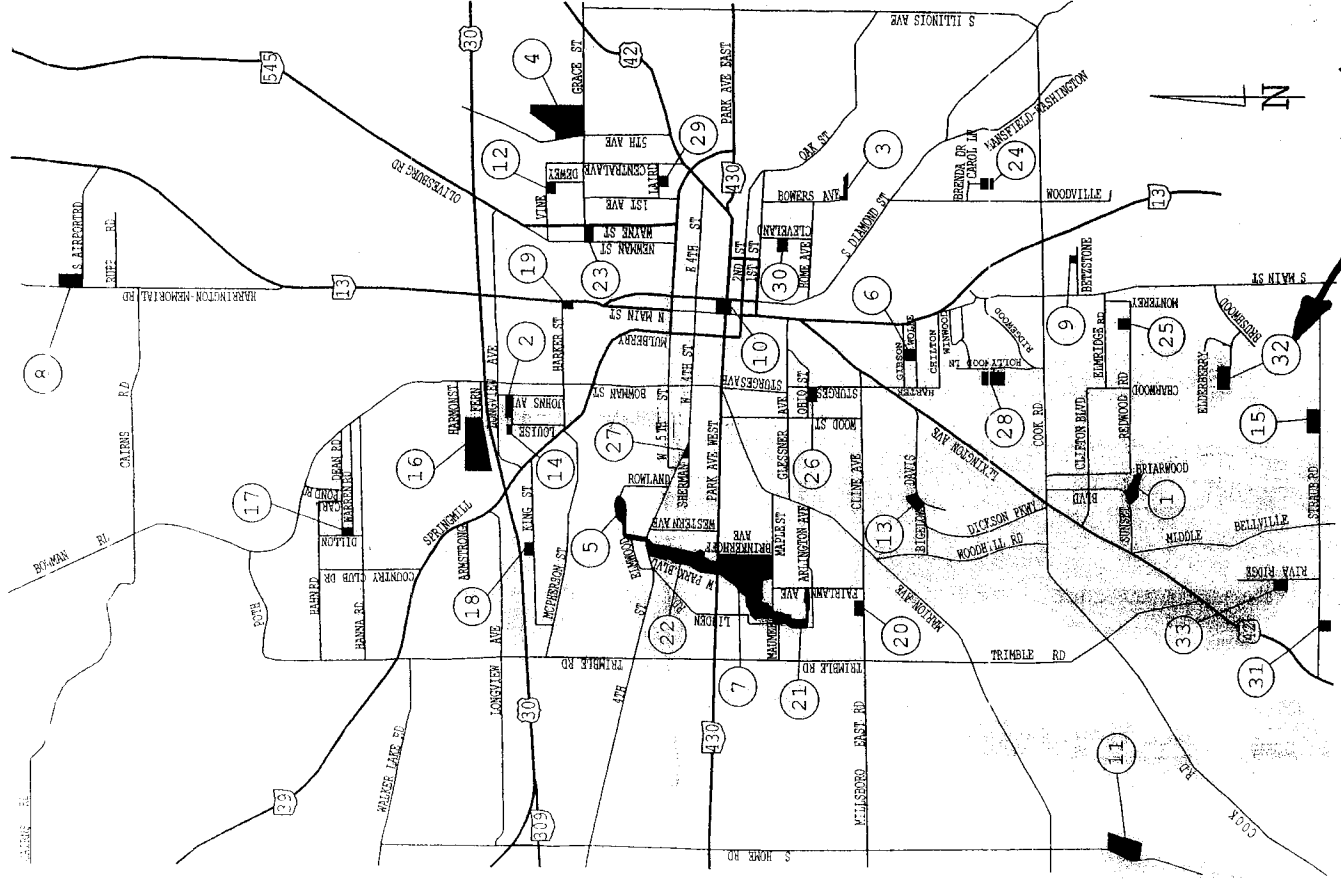


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Brushwood



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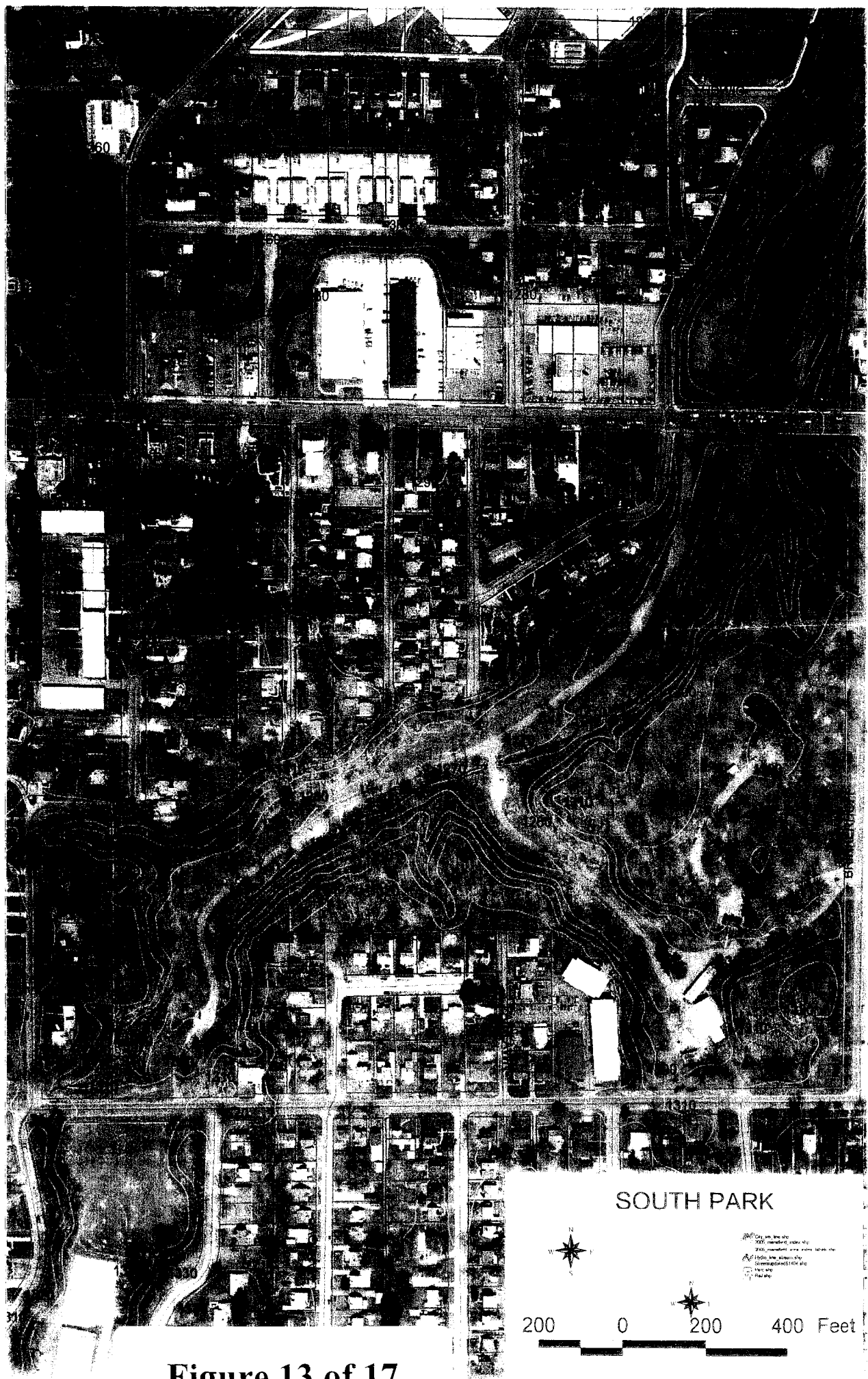


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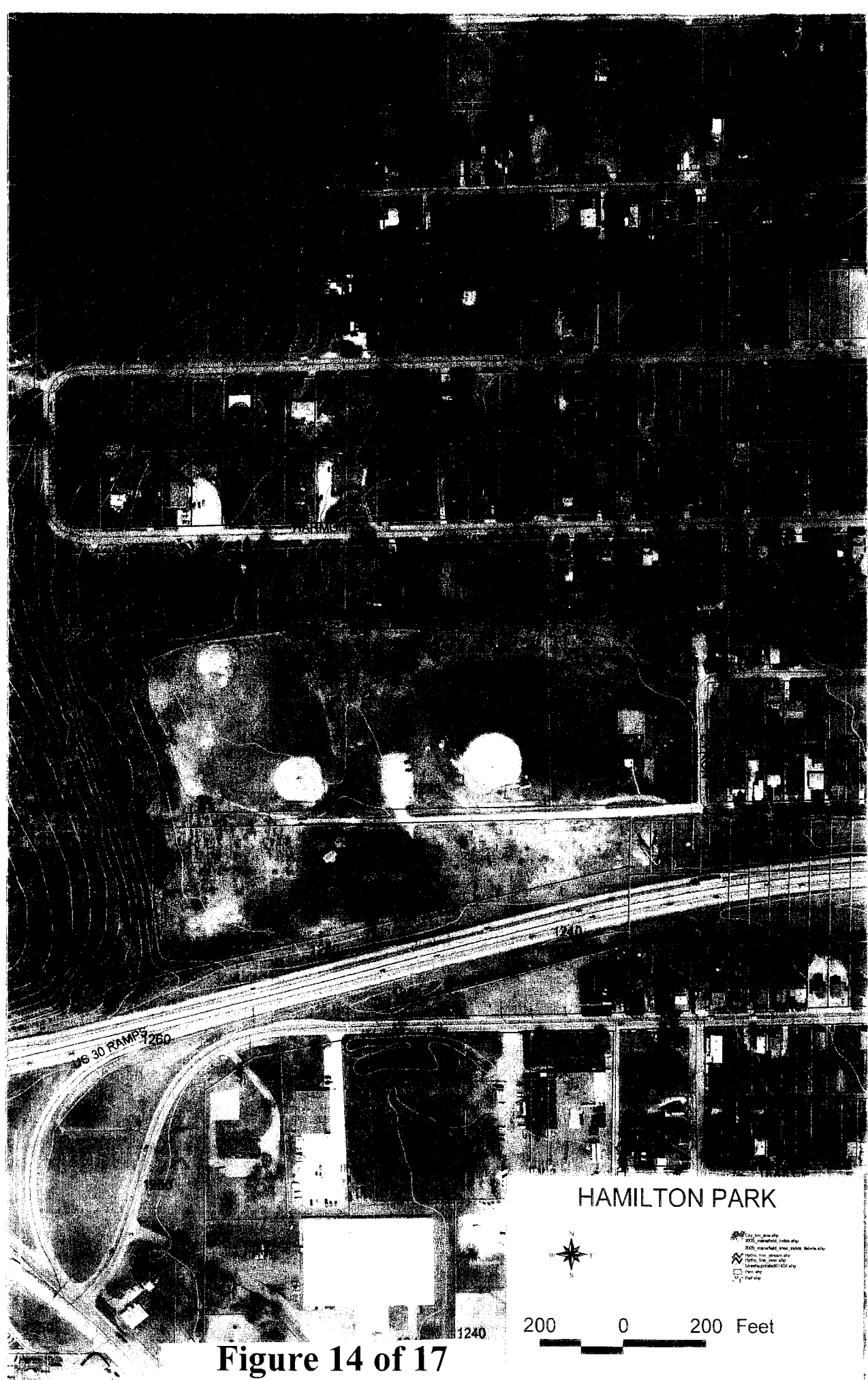




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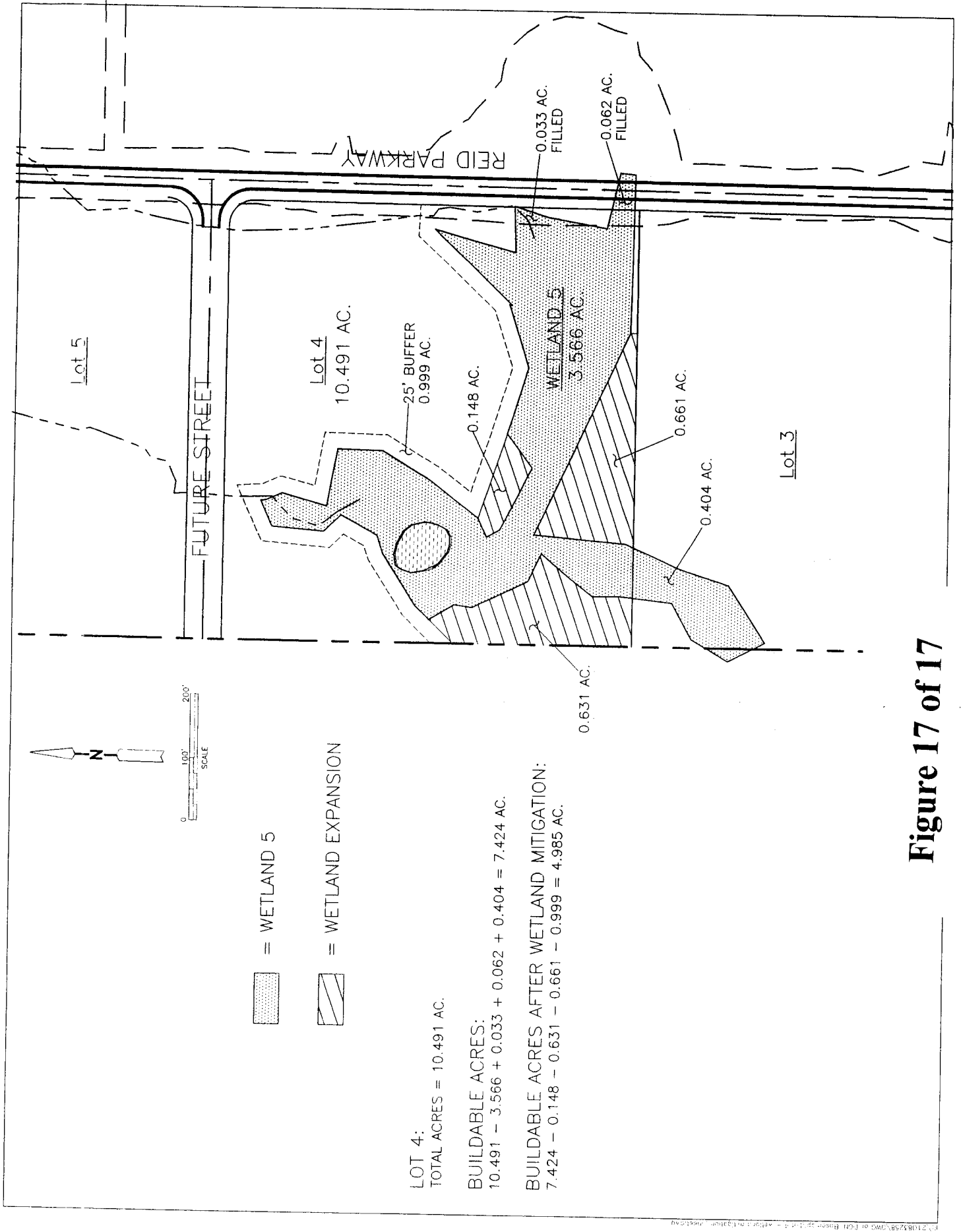


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